

Appl. No. : 10/644,634
Filed : August 19, 2003

REMARKS

In response to the Office Action of October 21, 2004, applicants submit the following response. Claim 16 stands rejected under 35 USC 112(2) as being indefinite in referring to "the method of claim 14" where claim 14 calls for a composition. Claim 16 has been appropriately amended to refer to the "composition of claim 14" and is now therefore believed to be allowable.


Claims 1 – 20 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over the claims of U.S. Patent Nos. 6,258,339; 6,372,195; 5,639,443; 6,280,704; 5,626,833; 5,605,673; 6,287,539 and copending patent application 10/029,712. Applicants' attorney hereby provides a terminal disclaimer disclaiming any portion of the term of this patent beyond the terms of the previously mentioned patents.

Applicants submitted an IDS on November 11, 2004, bringing to the attention of the Examiner five additional references. The IDS was submitted with a fee but it has only been realized now that the IDS crossed in the mail with this Office Action, which is in fact a final Office Action. Applicants' attorney apologizes for any inconvenience and if required applicants' attorney will file an RCE to ensure that the references are properly considered.

If there are any questions concerning this response, applicants' attorney can be reached at the number stated below.

Respectfully submitted,

Dated: 12/3/04

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